

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

NO. 04-CV-11277-GAO

CHESTER J. CHALUPOWSKI, Jr., Individually
and as Trustee and Beneficiary of the Chalupowski
Family Trust and 26-30 Andrew Street Realty
Trust, and MALGORZTA B. NABIALVZYK,

Plaintiffs,

v.

JANIS M. BERRY, Individually and in her
Capacity as Associate Justice of the Massachusetts
Appeals Court,

Defendant.

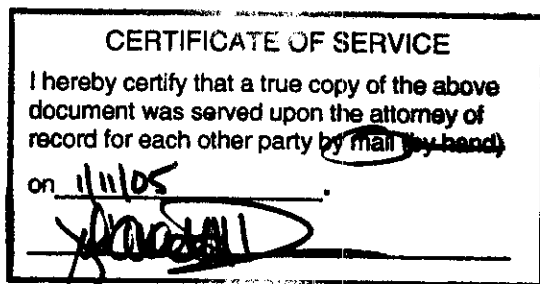
JUSTICE BERRY'S OPPOSITION TO PLAINTIFFS' MOTION TO REMOVE DEFAULT

For the reasons set forth in her August 4, 2004, Motion to Dismiss, Justice Berry hereby
opposes the plaintiffs' January 7, 2005, Motion to Remove Default Judgment.

Respectfully submitted,

JANIS M. BERRY,
By her attorney,

THOMAS F. REILLY
ATTORNEY GENERAL



[Signature]
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Date: January 11, 2005